

FILED  
for Roande  
MAY 18 2009

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK  
BY:   
DEPUTY CLERK

DANIEL IRA NEWMAN,  
Plaintiff,

v.

BLUE RIDGE REGIONAL JAIL  
AUTHORITY, et al.,  
Defendants.

) Civil Action No. 7:09-cv-00005  
)  
)  
)

) ORDER  
)  
)

) By: Hon. Jackson L. Kiser  
) Senior United States District Judge

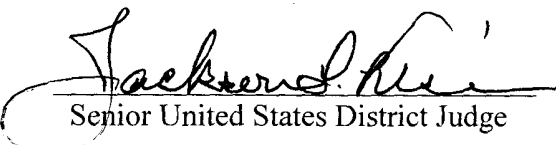
In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that plaintiff's first motion to amend is **GRANTED**; the following people are **ADDED** as  
**defendants**: Sgt. Shelton and Administrator Black; the amended complaint is **DISMISSED**  
**without prejudice** for failing to state a claim upon which relief may be granted, pursuant to 28  
U.S.C. § 1915A(b)(1); and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum  
opinion to the plaintiff.

ENTER: This 18<sup>th</sup> day of May, 2009.

  
Senior United States District Judge